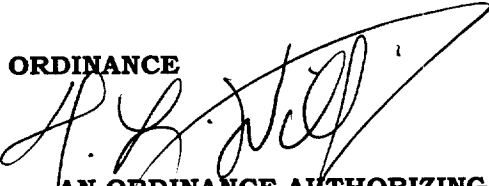


AN ORDINANCE

BY



03-0 -0905

**AN ORDINANCE AUTHORIZING THE MAYOR OR HER DESIGNEE TO ENTER INTO AN AMENDMENT TO THE MARCH 16, 2000 INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF COLLEGE PARK, A GEORGIA MUNICIPAL CORPORATION, THE COLLEGE PARK BUSINESS AND INDUSTRIAL DEVELOPMENT AUTHORITY, A BODY POLITIC BY SPECIAL AMENDMENT TO THE CONSTITUTION OF THE STATE OF GEORGIA, AND THE CITY OF ATLANTA, A GEORGIA MUNICIPAL CORPORATION; AND FOR OTHER PURPOSES.**

**WHEREAS**, the City of Atlanta owns and operates William B. Hartsfield Atlanta International Airport (hereinafter "the Airport"); and

**WHEREAS**, the Airport is undergoing a major expansion, including the construction of a relocated Sullivan Road including major improvements to the Riverdale Road, Phoenix Boulevard, and relocated Sullivan Road intersection; and

**WHEREAS**, to accomplish said improvements, the City of Atlanta has requested the consent and cooperation of College Park to the exercise of the power of eminent domain over private property within the city limits of College Park and to purchase public property owned by College Park or the Authority; and

**WHEREAS**, the City of College Park, the College Park Business and Industrial Development Authority, and the City of Atlanta entered into an Intergovernmental Agreement with each other dated March 16, 2000 (hereinafter "the Agreement"), in which the parties set forth their mutually satisfactory understanding regarding issues pertaining to the Airport expansion, including but not limited to the City's ability to condemn property in specific areas located within the city limits of College Park; and

**WHEREAS**, the City needs to acquire properties to support construction and permanent easements for the improvement of the Riverdale Road, Phoenix Boulevard, and relocated Sullivan Road intersection that are located in the city limits of College Park, but are not set forth in the Agreement, to accommodate the Airport expansion; and

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA**, that the Mayor or her designee be and is hereby authorized to enter into an Amendment to the March 16, 2000 Intergovernmental Agreement, on behalf of the City, whereby College Park shall consent to the City's acquiring by condemnation, and if College Park-owned, shall convey to the City of Atlanta by deed, all of the property located in the hatched area on Exhibit 1 hereto.

**BE IT FURTHER ORDAINED**, that the City Attorney be and is hereby directed to prepare the amendment for execution by the Mayor.

**BE IT FINALLY ORDAINED**, that this amendment shall not become binding on the City and the City shall incur no liability upon same until such amendment has been executed by the Mayor and delivered to College Park.

